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Davis
PATENT
08-01-98

Attorney Docket No. 04121.0416.01000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
)
Holly Hogrefe and Connie J. Hansen)
)
Serial No. 08/957,709)
)
Filed: October 24, 1997)
)
For: POLYMERASE ENHANCING FACTOR)
(PEF) EXTRACTS, PEF PROTEIN)
COMPLEXES, ISOLATED PEF)
PROTEINS, AND METHODS FOR)
PURIFYING AND IDENTIFYING THEM)

Group Art Unit: 1809

Examiner: Not Yet Assigned

RECEIVED

MAR 16 1998

MATHEX CUSTOMER
SERVICE CENTER

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents were previously submitted by Applicants in a prior application, serial no. 08/822,774, filed March 21, 1997, upon which Applicants rely for the benefits provided in 35 U.S.C. § 120. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

LAW OFFICES

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This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

To the extent any extension of time under 37 C.F.R. § 1.136 is required to obtain entry of this Information Disclosure Statement, such extension is hereby respectfully requested. If there are any fees due under 37 C.F.R. §§ 1.16 or 1.17 which are not enclosed herewith, including any fees required for an extension of time under 37 C.F.R. § 1.136, please charge such fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: 

Jack Moon, Esq.
Reg. No. P-42,010

Date: March 6, 1998